

Appl. No.: 10/599,166  
Amdt. Dated: March 3, 2009  
Reply to Office action Dated: January 23, 2009

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/599,166  
Applicant : Graham David Barrett  
Confirmation No. : 5238  
Filed : September 21, 2006  
Title : PHACOEMULSIFICATION NEEDLE  
  
TC/A.U. : 4185  
Examiner : David C. Eastwood  
  
Customer No. : 00116  
Docket No. : L&C-41325

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE AND ELECTION**

Sir:

This communication is filed in response to the Office action dated January 23, 2009. The three-month period for responding to the Office action expired on February 23, 2009. The Applicant respectfully asks that the period for responding to the Office action be extended to March 23, 2009. Please charge \$130 for a one-month extension to Deposit Account No. 16-0820, Order No. L&C-41325.

The Examiner has required Applicant to elect a single invention for prosecution on the merits.  
Applicant hereby elects to proceed with Group 1, claims 1-28.

If there are any additional fees resulting from this communication, please charge same to our  
Deposit Account No. 16-0820, our Order No. TSW-41325.

Respectfully submitted,  
PEARNE & GORDON LLP

Date: March 3, 2009

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